

**OFFICIAL WARNING**



**VIOLATION OF FEDERAL REGULATIONS**

CASE NO.

PA 11008

VIOLATOR

Customer # 27259  
Certificate # 23-C-0247  
Debra & Jessica Gaus  
Party Ponies and Farm Friends

ADDRESS (Street, City, State, Zip Code)

560 Cherry Road  
Chicora, PA 16025

The Department of Agriculture has evidence that on or about **November 2, 2010 - October 5, 2010 - September 23, 2010 - September 9, 2010 - August 16, 2010 - July 21, 2010** you or your organization committed the following violation of Federal Regulations:

**9 CFR, SECTION**

**Failure to**

**2.40 (a)**

- Have an attending veterinarian to provide adequate veterinary care to its animals.

(The program of veterinary care remains incomplete. There is no information recorded concerning vaccinations, any of the parasites and treatments, emergency care availability. There is no information on who would perform euthanasias. There is no listing on TB testing, other zoonotic diseases and other topics suggested for discussion. There is no information whatever provided on the rabbits. The information of the goats, sheep and llamas lacked anything of requirements for any vaccines beyond rabies.)

**2.40 (b)(3)**

- Conduct daily observation of all animals to assess their health and well-being.

(There is a white pygmy male goat that is walking very stiff and awkwardly. He is being mounted and frequently jumped by the largest buck in the pen. There was a goat that was not fully weight bearing on its right hind foot.)

**2.75 (b)(3)**

- Keep one copy of the record containing information for shipment of any animal(s) other than a dog or cat acquired or disposed of as required by paragraph (b)(1) of this section by a dealer or exhibitor.

(There were no records available for the animals on exhibit.)

9 CFR, SECTION

Failure to

3.125 (a)

- Construct facility of such material and of such strength as appropriate for the animals involved. Indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and to contain the animals.

(There was a board hanging loose from one of the shelters in the pen holding goats and sheep. There is a second board that is now kicked inward and at risk of coming loose.)

3.127 (b)

- Provide natural or artificial shelter for all animals kept outdoors to protect and prevent discomfort from inclement weather.

(There were two goats and a llama in an enclosure that had a roof but no area with three sides to protect them from inclement weather. There is a pen with 16 goats and 1 sheep that has only two small shelters that do not provide sufficient space for all the animals at the same time.)

3.130

- Make potable water accessible to animals at all time for the health and comfort of the animal.

(The container in the goat/sheep pen needed clean and fresh water provided as there was dirt and debris floating in the small amount of water left in the container. The water container in the llama/sheep pen still had feces and other items floating in it.)

3.131 (a)

- Remove excreta from primary enclosures as often as necessary to prevent contamination of the animals contained, minimize disease hazards and reduce odors.

(The pen that held the llama still has an excessive buildup of feces. The pen with 12 goats and 2 sheep has excessive buildup of feces and soaked bedding. The llama/sheep pen was water soaked after the caretaker left the water on (unattended) overflowing the water bucket.)

3.56 (a)

- Keep primary enclosures reasonably free of excreta, hair, cobwebs and other debris by periodic cleaning. Measures shall be taken to prevent wetting of rabbits in enclosures if a washing process is used.

(The rabbit enclosure was left full of rabbit excreta. One whole side was heavily piled with feces.)

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (Name and Title)

**Elizabeth Goldentyer, DVM**

**Regional Director**

SIGNATURE

DATE ISSUED

*Robert G. Williams* 19 Nov 2010  
FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)

OFFICE ADDRESS:

920 Main Campus Dr., Suite 200  
Raleigh, NC 27606

TELEPHONE NO. AC (919) 855-7100

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

**7009 0960 0000 9367 3795**

APHIS FORM 7060

Previous editions may be used

(JUN 91) **PART 1 - VIOLATOR**